



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 10, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Don Millar
The Conover Millar Group
904 Pennsylvania Avenue, SE
Washington, D.C. 20003

RE: MUR 4792

Dear Mr. Millar:

On August 17, 1998, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the respondents. See attached narrative. Accordingly, the Commission closed its file in this matter on June 10, 1999. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley", is written over a horizontal line.

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

MUR 4792

GARY S. MUELLER FOR CONGRESS

Don Millar, a partner in The Conover Millar Group (the "Group"), alleges that Gary S. Mueller for Congress (the "Committee") failed to itemize outstanding debts on its July 15 Quarterly Report. Millar claims that during that reporting period, the Committee owed the Group \$6,444.13 for consulting services and related expenses which should have been disclosed in that report. Mr. Mueller lost the 1998 General election in Illinois' 11th congressional district with 41% of the vote to Gerald Weller's 59%.

In its response, the Committee denies that the claimed debt should have been reported because it does not recognize that a valid contract existed between it and the Group. While the Committee acknowledges that its campaign manager signed an agreement with the Group, it claims that neither it nor the candidate authorized the transaction. The Committee characterizes the complaint as an attempt to "strong arm" the Committee into a relationship that had not previously existed either in law or in fact.

This matter is less significant relative to other matters pending before the Commission.